

Aug 06 07 04:18p

HERZFELD RUBIN

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
SAI KIM,

Plaintiff,

- against -

HILTON HOTELS CORPORATION,  
BELMAR, LLC d/b/a HILTON GARDEN  
INN COLUMBUS/POLARIS

Defendants  
-----X

07 CIV 4696 (PKC)

STIPULATION

IT IS HEREBY STIPULATED AND AGREED, by and between Kenneth J. Glassman, Esq. attorney for plaintiff Sai Kim and Herzfeld & Rubin, attorneys for defendants HILTON HOTELS CORPORATION ("Hilton")

WHEREAS, plaintiff commenced the instant action against the defendants in the New York State Supreme Court; and

WHEREAS, defendants removed the action to the United States District Court for the Southern District of New York; and

WHEREAS, the defendants filed an answer and served preliminary discovery; and

WHEREAS, the parties acknowledge that "Hilton Garden Inn" is not a proper party defendant; and

WHEREAS, the parties consent to the plaintiff serving and filing an amended complaint, without the necessity of filing a formal motion.

NOW, THEREFORE, IT IS

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AGREED that the plaintiff will serve and file an amended complaint; and it is further

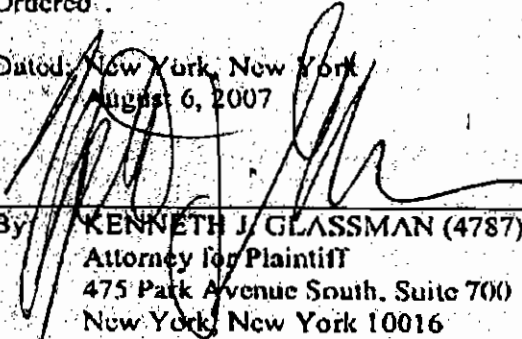
AGREED, that the caption shall be amended to reflect caption of the named defendants as:


"HILTON HOTELS CORPORATION  
BELTAR, LLC d/b/a HILTON GARDEN INN COLUMBUS/POLRIS"

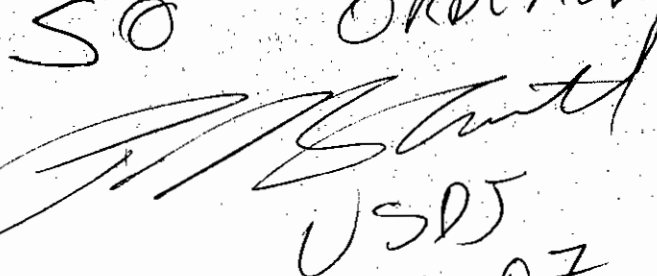
and it is further

AGREED, that this Stipulation shall be forwarded to the Court to be "So Ordered".

Dated: New York, New York  
August 6, 2007

By:   
KENNETH J. GLASSMAN (4787)  
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By:   
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40 Wall Street  
New York, New York 10005  
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SO ORDERED  
  
USDJ  
8-9-07